

### **REMARKS**

Claims 1-6, 8-19, 21-32, 34-35, 37, 47, 50, 57, 60, 62-78, 80, 83, 85, and 87 are pending. Claims 7, 20, 33, 36, 38-46, 48-49, 51-56, 58-59, 61, 79, 81-82, 84, and 86 were previously canceled. Claims 1-6, 8-15, 68-78, 80, 83, 85, and 87 are withdrawn herein. Claims 37 and 50 are amended herein. Upon entry of this amendment, claims 1-6, 8-19, 21-32, 34-35, 37, 47, 50, 57, 60, 62-78, 80, 83, 85, and 87 will be pending in this application.

Claims 37 and 50 have been amended to recite fucidic acid. No new matter is believed to be added by these amendments as support is found in the specification as published (*see, e.g.*, U.S. Publication No. 2006/0140984 at ¶ 350).

In response to the Restriction Requirement dated November 12, 2008, Applicants elect Group II, claims 16-19, 21-32, 34-35, 37, 47, 50, 57, 60, and 62-65, “drawn to a composition” (Office Action at page 2).

The Office Action further requests the election of numerous species. Accordingly, Applicants elect as follows:

- 20-75% by weight of hydrophobic solvent (claim 19)
- Mineral oils (claim 22)
- Essentially non-ionic surfactant (claim 16)
- Fucidic acid (claim 37)
- Iodine and iodine compounds (claim 65)
- Wound (claim 35)

Claim 16 is generic to the elected invention and species. Claims 16, 19, 21-25, 27, 29-32, 34-35, 37, 47, 50, 60, and 64-65 encompass the elected species. Applicants reserve the right to pursue the non-elected groups or species in one or more divisional applications.

Applicants believe the elected claims are in good condition for allowance, and so further and favorable consideration on the merits is respectfully requested.

Applicants hereby petition for a one month extension of time to respond to the Office Action of November 12, 2008. Please charge the \$65.00 fee required under 37 C.F.R. § 1.17(a)(1) to our Deposit Account No. 08-0219. No other fees are believed to be due in association with this submission. However, please charge any payments due or credit any overpayments to our Deposit Account No. 08-0219, under Order No. 0113873.124US2 from which the undersigned is authorized to draw.

Respectfully submitted,

Dated: January 12, 2009

/Mary Rose Scozzafava/  
Mary Rose Scozzafava  
Registration No.: 36,268  
Attorney for Applicant(s)

Wilmer Cutler Pickering Hale and Dorr LLP  
60 State Street  
Boston, Massachusetts 02109  
(617) 526-6000 (telephone)  
(617) 526-5000 (facsimile)